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**Certification for a
Complaint to the Washington State Public Disclosure Commission Relating to an
Elected Official or Candidate for Public Office
(Notary Not Required)**

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the facts set forth in this attached complaint are true and correct.

Your signature: Lindsey Grad

Your printed name: Lindsey Grad

Street address: 1000 Aurora Ave N Suite 1100

City, state and zip code: Seattle WA 98109

Telephone number: 206-713-1067

E-Mail Address: (Optional) lindsey@wacdc.org

Date Signed: 10/7/08

Place Signed (City and County): Seattle King
City County

*RCW 9A.72.040 provides that: "(1) A person is guilty of false swearing if he makes a false statement, which he knows to be false, under an oath required or authorized by law. (2) False swearing is a misdemeanor."

COMPLAINT ATTACHED

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September 30, 2008

Mr. Phil Stutzman
Public Disclosure Commission
711 Capitol Way #206
PO Box 40908
Olympia, WA 98504-0908

Dear Mr. Stutzman:

Please accept this letter as a formal complaint regarding inappropriate in-kind contributions to Bruce Dammeier, candidate for State Representative in the 25th Legislative District. Furthermore, given the grossly advantageous position continued breaches of campaign finance laws could provide Mr. Dammeier, I respectfully request expedited action on this matter.

I am aware of at least three pieces of campaign direct mail that have gone out to voters in the 25th district, all attached here. One was a postcard-style piece. One was a roughly 5.5" x 8.5" mailer. Another was 8.5" x 11" with additional fold-out panels. In order to produce and deliver such pieces, Mr. Dammeier should have had to pay design costs, production costs for the raw materials and labor costs, and the postage. His expenditure reports reveal that these materials have been produced through the business he co-owns, Print NW, LLC.

While the latter piece has just recently come out, the two first mailers should be included on the September 10, 2008 C4. All expenditures reported to Print NW are included below. These expenditures are substantially below fair market value for what common sense and campaign experience suggest he received for his money.

Vendor	Date	Amount	Description
PRINT NW	8/15/2008	2977.88	POSTCARDS
PRINT NW	8/15/2008	2454.28	POSTCARDS
PRINT NW	8/1/2008	1739.93	POSTCARDS, BANNER, CLINGS
PRINT NW	4/1/2008	1604.80	DOOR HANGERS & WINDOW CLINGS
PRINT NW	8/19/2008	874.69	POSTCARDS
PRINT NW	8/15/2008	244.80	WINDOW CLINGS
PRINT NW	8/19/2008	163.20	AD DESIGN
PRINT NW	5/9/2008	112.76	ENVELOPES

Admittedly, it is impossible to know the exact number of voters Mr. Dammeier attempted to contact through his mailers. But even if all of the funds allocated for 'postcards' were actually devoted to sending out the two pre-primary mailers (and not, for instance, production of thank you or invitation

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style postcards), these would not cover the average market value cost of two practical mailings to the 25th legislative district. Print shop production should cost a rough baseline of \$0.06 per piece (more for the larger piece) and postage another \$0.22 per piece. And this is not counting design costs, which also do not appear to be factored in here.

Furthermore, other costs Mr. Dammeier ascribes to Print NW appear equally low. Without knowing how many 'envelopes' (or if he printed the assumingly complimentary stationary and remittances), \$112.76 seems low for any amount printed.

Finally, as shown in video from the HROC candidate kick-off event Dammeier is blatantly touting his printing shop as being of an advantage to him: **"...nothing helps in a campaign like owning printing presses."** (<http://www.archive.org/details/Hrocius-dammeier426>; 1:12 mark)

I request that the PDC take two steps. The first would be determining the exact product Mr. Dammeier received and the related fair-market costs. The second would be his claiming up to \$1600 of that sum in-kind to his campaign from Print NW, and then once he has hit that contribution limit, to be required to repay the remaining fair-market costs. This course of action would make Mr. Dammeier compliant with the intent of WAC 390-05-210 and-235 and contribution limits:

WAC 390-05-210:

- (1) The term "contribution" as defined in RCW 42.17.020 shall be deemed to include, among other things, furnishing services or property or rights on a discriminatory basis or at less than their fair market value as defined in WAC 390-05-235, for the purpose of assisting any candidate or political committee. When such in-kind contribution of goods or services is provided, it shall be reported at its fair market value per WAC 390-05-235 and, pursuant to RCW 42.17.640, the fair market value is the amount of the contribution to be allocated to the contributor in determining compliance with the contributor's contribution limit.

WAC 390-05-235

- (1) "Fair market value" or "value" when used in the act or rules is the amount in cash which a well-informed buyer or lessee, willing but not obligated to buy or lease that property, would pay, and which a well-informed seller, or lessor, willing but not obligated to sell or lease it, would accept, taking into consideration all uses to which the property is adapted and might in reason be applied.

And as these actions on the part of Mr. Dammeier have allowed him to unfairly communicate to voters well below cost, we would ask that the Commission impose an **immediate** injunction upon him, preventing him from using Print NW presses until fair market value has been paid in full for all jobs produced at that facility up until now, or an otherwise equitable sanction is imposed.

Sincerely,

Lindsey Grad
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Unit N-100
Seattle, WA 98109
206-713-10167
lindsey@hdcc.org